

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

KENNETH SCOTT BAXLEY

Plaintiff,

v.

KIMBERLY-CLARK CORPORATION,  
Defendant.

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Case No.: 4:04cv385  
(Judge Brown/Judge Bush)

**STIPULATION AND JOINT MOTION FOR DISMISSAL WITH PREJUDICE**

Plaintiff and Defendant agree and stipulate that the above-entitled case, and the claims asserted therein, be dismissed, with prejudice, with each party to pay its or his own costs, expenses, and attorneys' fees, and respectfully move the Court to enter an Order in substantially the form attached hereto.

Dated February 10, 2006

Respectfully submitted,

/s/

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**Wade A. Forsman**

Attorney-in-Charge

State Bar No. 07264257

1331 South Broadway, Suite A

P.O. Box 308

Sulphur Springs, Texas 75483-0308

903.885.7577 Telephone

903.885.7579 Facsimile

forsmanlaw@verizon.net

**Attorney for Plaintiff Kenneth Scott Baxley**

Respectfully submitted,

/s/ w/permission by R. Bissmeyer

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**Ramon D. Bissmeyer, Esq.**

State Bar No. 00787088

**COX & SMITH INCORPORATED**

112 East Pecan Street

Suite 1800

San Antonio, Texas 78205

210.554.5500 Telephone

210.226.8395 Facsimile

rbissmeyer@coxsmith.com

**Attorney for Defendant Kimberly-Clark Corporation**

**Certificate of Service**

I certify that a true and correct copy of the foregoing document was served electronically upon the following counsel on this the 10<sup>th</sup> day of February 2006, as follows:

Ramon D. Bissmeyer, Esq.

Cox & Smith, Inc.

112 East Pecan Street

Suite 1800

San Antonio, Texas 78205

/s/

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**Wade A. Forsman**